

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 128 be amended to read as follows:

- 1 Page 2, after line 42, begin a new paragraph and insert:
2 "SECTION 3. IC 36-8-10-19 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 19. **(a) Except as**
4 **provided in subsection (c),** a person entitled to ~~a~~ **an** interest in or
5 share of a pension or benefit from the trust funds may not, before the
6 actual payment, anticipate it or sell, assign, pledge, mortgage, or
7 otherwise dispose of or encumber it. In addition, the interest, share,
8 pension, or benefit is not, before the actual payment, liable for the debts
9 or liabilities of the person entitled to it, nor is it subject to attachment,
10 garnishment, execution, levy, or sale on judicial proceedings, or
11 transferable, voluntarily or involuntarily.
12 **(b)** The trustee may expend the sums from the fund that it considers
13 proper for necessary expenses.
14 **(c) Notwithstanding any other provision in this chapter, an**
15 **employee beneficiary who is receiving a normal or disability**
16 **monthly pension benefit under this chapter may, after June 30,**
17 **2007, authorize the trustee to pay a portion of the employee**
18 **beneficiary's monthly pension benefit to an insurance provider for**
19 **the purpose of paying a premium on a policy of insurance for**
20 **accident, health, or long term care coverage for:**
21 **(1) the employee beneficiary;**
22 **(2) the employee beneficiary's spouse; or**
23 **(3) the employee beneficiary's dependents (as defined in**
24 **Section 152 of the Internal Revenue Code)."**

- 1 Renumber all SECTIONS consecutively.
 (Reference is to ESB 128 as printed March 13, 2007.)

Representative Tyler